

MARKET MONITORING

4901:1-25-01 DEFINITIONS

**4901:1-25-02 MARKET MONITORING - REPORTING
REQUIREMENTS**

4901:1-25-01 DEFINITIONS.

AS USED IN THIS CHAPTER:

- (A) "AFFILIATE" HAS THE MEANING SET FORTH IN RULE 4901:1-20-16 OF THE ADMINISTRATIVE CODE.
- (B) "AGGREGATION SERVICE" MEANS THE ACT OF COMBINING THE ELECTRIC LOAD OF MULTIPLE CUSTOMERS FOR THE PURPOSES OF SUPPLYING OR ARRANGING FOR THE SUPPLY OF COMPETITIVE RETAIL ELECTRIC GENERATION SERVICE TO THOSE CUSTOMERS.
- (C) "AGGREGATOR" MEANS A PERSON WHO PROVIDES AGGREGATION SERVICE.
- (D) "CERTIFIED COMPETITIVE ELECTRIC COOPERATIVE" MEANS A NOT-FOR-PROFIT ELECTRIC LIGHT COMPANY THAT BOTH IS OR HAS BEEN FINANCED IN WHOLE OR IN PART UNDER THE "RURAL ELECTRIFICATION ACT OF 1936," 49 STAT. 1363, 7 U.S.C. 901, AND OWNS OR OPERATES FACILITIES IN THIS STATE TO GENERATE, TRANSMIT, OR DISTRIBUTE ELECTRICITY, OR A NOT-FOR-PROFIT SUCCESSOR OF SUCH COMPANY, WHICH HAS BEEN CERTIFIED BY THE COMMISSION TO BE A COMPETITIVE RETAIL ELECTRIC SERVICE PROVIDER IN ACCORDANCE WITH THE PROVISIONS OF SECTION 4928.08 OF THE REVISED CODE.
- (E) "COMMERCIAL CUSTOMER" MEANS A NONRESIDENTIAL, NONINDUSTRIAL CUSTOMER.
- (F) "COMMISSION" MEANS THE PUBLIC UTILITIES COMMISSION OF OHIO (PUCO).
- (G) "COMPETITIVE RETAIL ELECTRIC SERVICE" (CRES) HAS THE MEANING SET FORTH IN DIVISION (A)(4) OF SECTION 4928.01 OF THE REVISED CODE.
- (H) "CUSTOMER" FOR THE PURPOSE OF THIS CHAPTER HAS THE SAME MEANING AS IT HAS IN THE DISTRIBUTION TARIFF OF THE ELECTRIC DISTRIBUTION UTILITY SERVING THE CUSTOMER.

- (I) "ELECTRIC DISTRIBUTION UTILITY" (EDU) HAS THE MEANING SET FORTH IN DIVISION (A)(6) OF SECTION 4928.01 OF THE REVISED CODE.
- (J) "ELECTRIC UTILITY" HAS THE MEANING SET FORTH IN DIVISION (A)(11) OF SECTION 4928.01 OF THE REVISED CODE.
- (K) "ELECTRIC SERVICES COMPANY" HAS THE MEANING SET FORTH IN DIVISION (A)(9) OF SECTION 4928.01 OF THE REVISED CODE.
- (L) "GOVERNMENTAL AGGREGATOR" HAS THE MEANING SET FORTH IN DIVISION (A)(13) OF SECTION 4928.01 OF THE REVISED CODE. IN ACCORDANCE WITH DIVISION (F) OF SECTION 4928.20 OF THE REVISED CODE, A GOVERNMENTAL AGGREGATOR IS NOT A PUBLIC UTILITY ENGAGING IN THE WHOLESALE PURCHASE AND RESALE OF ELECTRICITY, AND PROVISION OF THE AGGREGATION SERVICE IS NOT A WHOLESALE UTILITY TRANSACTION.
- (M) "INDEPENDENT POWER PRODUCER" MEANS, FOR THE PURPOSES OF THIS CHAPTER, AN OWNER OF GENERATION WHO SELLS AT LEAST A PORTION OF THE ELECTRIC ENERGY FROM THAT GENERATION AT RETAIL.
- (N) "INDUSTRIAL CUSTOMERS" MEANS ESTABLISHMENTS CATEGORIZED UNDER STANDARD INDUSTRIAL CLASSIFICATION (SIC) CODES 01 THROUGH 39, OR THE ASSOCIATED 1997 NORTH AMERICAN INDUSTRY CLASSIFICATION SYSTEM (NAICS) CODES 11, 21, 23, 31, 32, AND 33.
- (O) "OHIO CERTIFICATE NUMBER" MEANS THE AUTHORIZED IDENTIFICATION NUMBER OF AN APPROVED CERTIFICATION TO PROVIDE A COMPETITIVE RETAIL ELECTRIC SERVICE AS GRANTED TO THE PROVIDER BY THIS COMMISSION IN ACCORDANCE WITH THE PROVISIONS OF SECTION 4928.08 OF THE REVISED CODE.
- (P) "POWER MARKETER" MEANS A PERSON, CERTIFIED BY THE COMMISSION, WHO PROVIDES POWER MARKETING SERVICES.

- (Q) "POWER MARKETING" MEANS ASSUMING THE CONTRACTUAL AND LEGAL RESPONSIBILITY FOR THE SALE AND PROVISION OF COMPETITIVE RETAIL ELECTRIC GENERATION SERVICE TO A RETAIL CUSTOMER IN THIS STATE AND HAVING TITLE TO ELECTRIC POWER AT SOME POINT DURING THE TRANSACTION.
- (R) "REPORTING ENTITY" MEANS, FOR THE PURPOSES OF THIS CHAPTER, THE ELECTRIC DISTRIBUTION UTILITY OR THE CERTIFIED COMPETITIVE RETAIL ELECTRIC SERVICE PROVIDER FILING MARKET MONITORING INFORMATION ON A REGULARLY SCHEDULED BASIS AS REQUIRED BY THE COMMISSION.
- (S) "RESIDENTIAL CUSTOMERS" MEANS CUSTOMERS WHO CONSUME ELECTRICITY AT PRIVATE RESIDENCES, WHETHER OWNED OR RENTED, INCLUDING SINGLE FAMILY HOMES, MULTIFAMILY HOUSING UNITS THAT ARE INDIVIDUALLY METERED, AND MOBILE HOMES ONLY FOR PERSONAL USE. INSTITUTIONAL HOUSING, SUCH AS SCHOOL DORMITORIES, HOSPITALS, AND MILITARY BARRACKS ARE INCLUDED IN THE COMMERCIAL SECTOR.
- (T) "SPECIAL CONTRACT CUSTOMER" MEANS A CUSTOMER TAKING BUNDLED SERVICE UNDER A CONTRACT APPROVED BY THE COMMISSION PURSUANT TO SECTION 4905.31 OF THE REVISED CODE PRIOR TO JANUARY 1, 2001.
- (U) "STREET LIGHTING AND OTHER CUSTOMER" MEANS A CUSTOMER PURCHASING ELECTRIC GENERATION SERVICE FOR PURPOSES OF STREET AND HIGHWAY LIGHTING.
- (V) "STANDARD OFFER" DURING AN ELECTRIC UTILITY'S MARKET DEVELOPMENT PERIOD, MEANS A STANDARD SERVICE OFFER FILED WITH THE COMMISSION BY AN EDU UNDER SECTION 4909.18 OF THE REVISED CODE, OF ALL COMPETITIVE RETAIL ELECTRIC SERVICES NECESSARY TO MAINTAIN ESSENTIAL ELECTRIC SERVICE TO CONSUMERS, INCLUDING A FIRM SUPPLY OF ELECTRIC GENERATION SERVICE PRICED IN ACCORDANCE WITH THE SCHEDULE CONTAINING THE UTILITY'S UNBUNDLED GENERATION SERVICE COMPONENT.

Effective:

Certification _____
Gary Vigorito, Secretary

Date

Promulgated under R. C. Sec. 111.15
Authorized by R.C. Sec. 4928.06(A)
Rule amplifies R.C. Sec. 4928.06(B) – 4928.06(F)
119.032 Review date: 9/30/02

4901:1-25-02 MARKET MONITORING—REPORTING REQUIREMENTS.

- (A) PURSUANT TO SECTIONS 4905.04, 4905.05, AND 4905.06 OF THE REVISED CODE, EACH ELECTRIC DISTRIBUTION UTILITY AND PURSUANT TO DIVISION (F) OF SECTION 4928.06 OF THE REVISED CODE, EACH ELECTRIC UTILITY, ELECTRIC SERVICES COMPANY, ELECTRIC COOPERATIVE, AND GOVERNMENTAL AGGREGATOR SUBJECT TO CERTIFICATION UNDER SECTION 4928.08 OF THE REVISED CODE SHALL SUBMIT MARKET MONITORING DATA TO THE COMMISSION, ON FORMS TO BE ISSUED BY THE COMMISSION, AS FOLLOWS:
- (1) EACH ELECTRIC DISTRIBUTION UTILITY, ELECTRIC UTILITY, COMPETITIVE RETAIL ELECTRIC SERVICE PROVIDER (ELECTRIC SERVICES COMPANY, MARKETER, BROKER, NONGOVERNMENTAL AGGREGATOR, AND INDEPENDENT POWER PRODUCER), CERTIFIED COMPETITIVE ELECTRIC COOPERATIVE AND CERTIFIED GOVERNMENTAL AGGREGATOR SHALL FILE A QUARTERLY REPORT WHICH CONTAINS INFORMATION THAT INCLUDES, BUT IS NOT LIMITED TO, THE FOLLOWING:
 - (a) ENTITY NAME.
 - (b) BUSINESS ADDRESS.
 - (c) NAME AND TITLE OF THE PERSON RESPONSIBLE FOR SUBMITTING THE MARKET MONITORING DATA REQUIRED BY THIS RULE.
 - (d) AUTHORIZED SIGNATURE.
 - (e) THE ADDRESS, TELEPHONE NUMBER, FAX NUMBER, AND E-MAIL ADDRESS OF THE PERSON RESPONSIBLE FOR CUSTOMER ENROLLMENT.
 - (f) THOSE REPORTING ENTITIES THAT FILE QUARTERLY TRANSACTION REPORTS WITH THE FEDERAL ENERGY REGULATORY COMMISSION (FERC), SHOULD SUBMIT A COPY OF ITS CURRENT FERC QUARTERLY TRANSACTION REPORT TO THIS

COMMISSION IN THE SAME FORM THAT IT FILED THE REPORT WITH THE FERC.

- (g) APPENDED TO A REPORTING ENTITY'S FIRST QUARTERLY REPORT FOR EACH CALENDAR YEAR, A COPY OF THE REPORTING ENTITY'S MOST RECENT SECURITIES AND EXCHANGE COMMISSION FORM 10-K OR THE 10-K OF THE CONTROLLING OWNER OF THE REPORTING ENTITY.

THE INFORMATION CONTAINED IN THE REPORT FILED WITH THE COMMISSION PURSUANT TO PARAGRAPH (A)(1) OF THIS RULE IS PUBLIC INFORMATION.

- (2) EACH ELECTRIC DISTRIBUTION UTILITY SHALL FILE ON A QUARTERLY BASIS MONTHLY DATA RELATED TO NONCOMPETITIVE ELECTRIC GENERATION SERVICES. THE INFORMATION CONTAINED IN THIS REPORT SHALL INCLUDE, BUT NOT BE LIMITED TO, THE FOLLOWING:
 - (a) FOR THOSE CUSTOMERS FOR WHOM THE ENTITY PROVIDES GENERATION SERVICE: THE NUMBER OF CUSTOMERS, THE AMOUNT OF SALES IN MWH, AND THE AMOUNT OF BILLED REVENUES. THE REPORTING ENTITY SHALL REPORT THIS DATA BY RATE SCHEDULE AND BY CLASS (RESIDENTIAL, COMMERCIAL, INDUSTRIAL, OR STREET LIGHTING/OTHER) AND BY SUBCLASS, IF APPLICABLE SEPARATELY FOR STANDARD OFFER CUSTOMERS AND FOR SPECIAL CONTRACT CUSTOMERS.
 - (b) MONTHLY SYSTEM PEAK DATA IDENTIFYING THE NUMBER OF MW, THE PEAK DAY OF THE MONTH, THE PEAK DAY OF THE WEEK, AND THE PEAK HOUR OF THE MONTH.

THE INFORMATION CONTAINED IN THE REPORT FILED WITH THE COMMISSION PURSUANT TO PARAGRAPH (A)(2) OF THIS RULE IS PUBLIC INFORMATION.

(3) EACH CERTIFIED COMPETITIVE RETAIL ELECTRIC SERVICE PROVIDER, A CERTIFIED COMPETITIVE ELECTRIC COOPERATIVE, AND CERTIFIED GOVERNMENTAL AGGREGATOR SHALL SUBMIT TO COMMISSION STAFF ON A QUARTERLY BASIS MONTHLY DATA RELATED TO COMPETITIVE ELECTRIC GENERATION SERVICES. THE INFORMATION CONTAINED IN THIS REPORT SHALL INCLUDE, BUT NOT BE LIMITED TO, THE FOLLOWING:

(a) IDENTITY OF THE REPORTING ENTITY. IF THE REPORTING ENTITY IS A CRES PROVIDER OR IS REPORTING ON BEHALF OF A CRES PROVIDER, THE REPORTING ENTITY SHOULD INCLUDE THE CRES CERTIFICATE NUMBER.

(b) FOR THOSE CUSTOMERS FOR WHOM THE ENTITY PROVIDES GENERATION SERVICE: THE NUMBER OF CUSTOMERS, THE AMOUNT OF SALES IN MWH. THE REPORTING ENTITY SHALL REPORT THIS DATA BY RATE SCHEDULE CLASS (RESIDENTIAL, COMMERCIAL, INDUSTRIAL, OR STREET LIGHTING/OTHER) AND BY SUBCLASS, IF APPLICABLE.

(c) FOR THOSE CUSTOMERS FOR WHOM THE ENTITY PROVIDES GENERATION SERVICE, TOTAL BILLED REVENUES.

THE INFORMATION CONTAINED IN THE REPORT SUBMITTED TO COMMISSION STAFF PURSUANT TO PARAGRAPH (A)(3) OF THIS RULE IS CONFIDENTIAL INFORMATION.

(4) EACH AGGREGATOR AND CERTIFIED GOVERNMENTAL AGGREGATOR SHALL SUBMIT TO COMMISSION STAFF ON A QUARTERLY BASIS MONTHLY DATA RELATED TO AGGREGATION ACTIVITY. THE REPORTING ENTITY SHALL SUBMIT THIS INFORMATION SEPARATELY FOR EACH ELECTRIC DISTRIBUTION UTILITY'S SERVICE TERRITORY IN WHICH IT DOES BUSINESS. THE INFORMATION CONTAINED IN THIS REPORT SHALL INCLUDE, BUT NOT BE LIMITED TO, THE FOLLOWING:

- (a) THE IDENTITY OF THE AGGREGATOR INCLUDING ITS CRES CERTIFICATE NUMBER.
- (b) THE ELECTRIC DISTRIBUTION UTILITY'S SERVICE TERRITORY FOR WHICH THE REPORT IS BEING MADE.
- (c) THE NAME OF EACH AGGREGATED GROUP.
- (d) THE NUMBER OF CUSTOMERS BY CLASS IN EACH AGGREGATED GROUP.
- (e) THE TOTAL NUMBER OF CUSTOMERS IN EACH AGGREGATED GROUP.
- (f) THE TOTAL NUMBER OF ALL CUSTOMERS BY CLASS.
- (g) THE TOTAL NUMBER OF CUSTOMERS.

THE INFORMATION CONTAINED IN THE REPORT SUBMITTED TO COMMISSION STAFF PURSUANT TO PARAGRAPH (A)(4) OF THIS RULE IS CONFIDENTIAL INFORMATION.

- (B) PURSUANT TO CHAPTER 4935. AND DIVISION (E) OF SECTION 4928.02 OF THE REVISED CODE, ANY ENTITY THAT OWNS OR HAS AN AFFILIATE THAT OWNS ELECTRIC TRANSMISSION OR DISTRIBUTION FACILITIES SHALL PROVIDE OR CAUSE TO BE PROVIDED TO THE COMMISSION AND TO COMMISSION STAFF COST-EFFECTIVE AND EFFICIENT ACCESS TO INFORMATION REGARDING THE OPERATION OF THE TRANSMISSION OR DISTRIBUTION SYSTEMS OF ELECTRIC UTILITIES TO ASSIST IN DETERMINING THE EXISTENCE AND EXTENT OF A TRANSMISSION CONSTRAINED AREA, AND TO INFORMATION THAT MAY ASSIST THE COMMISSION OR COMMISSION STAFF IN DETERMINING THE IMPACT OF TRANSMISSION CONSTRAINTS ON THE PRICE OF A COMPETITIVE RETAIL ELECTRIC SERVICE. EACH ENTITY THAT OWNS OR THAT HAS AN AFFILIATE THAT OWNS ELECTRIC TRANSMISSION OR DISTRIBUTION FACILITIES SHALL PROVIDE OR CAUSE TO BE PROVIDED TO THE COMMISSION AND COMMISSION STAFF A

REPORT OF ANY DENIALS OF SERVICE FOR EITHER TRANSMISSION OR DISTRIBUTION SERVICE DUE TO CONSTRAINTS IN THE TRANSMISSION OR DISTRIBUTION SYSTEM, THE AMOUNTS OF ENERGY CURTAILED OR DENIED, THE DURATION OF THESE CURTAILMENTS OR DENIALS, AND THE REASONS WHY THE SERVICE WAS DENIED. THESE REPORTS SHALL BE PROVIDED TO THE COMMISSION AND TO COMMISSION STAFF WITH THE QUARTERLY REPORT FILED PURSUANT TO PARAGRAPH (A)(1) OF THIS RULE.

- (C) NOTHING IN THIS RULE SHALL LIMIT THE ABILITY OF THE COMMISSION, OR COMMISSION STAFF, TO COLLECT ADDITIONAL DATA FROM ANY ELECTRIC DISTRIBUTION UTILITY OR ANY ELECTRIC UTILITY, ELECTRIC SERVICES COMPANY, ELECTRIC COOPERATIVE, OR GOVERNMENTAL AGGREGATOR SUBJECT TO CERTIFICATION UNDER SECTION 4928.08 OF THE REVISED CODE IN CARRYING OUT THE COMMISSION'S RESPONSIBILITIES UNDER CHAPTER 4928. OF THE REVISED CODE.

Effective:

Certification _____
Gary Vigorito, Secretary

Date

Promulgated under R. C. Sec. 111.15
Authorized by R.C. Sec. 4928.06(A)
Rule amplifies R.C. Sec. 4928.06(B) – 4928.06(F)
119.032 Review date: 9/30/02